

REMARKS/ARGUMENTS

Claims 1-9, 12 and 15, have been cancelled without prejudice to advance prosecution of the present invention. All of the limitations of cancelled independent Claim 9 have been added to amended Claim 10. Claim 11 has been amended to depend from Claim 10.

Upon entry of these amendments, Claims 10, 11, and 13-14 are pending in the present application. No additional claims fee is believe to be due.

Art Rejections

Claims 9-14 and 18 have been rejected under 35 U.S.C. §103(a) as being unpatentable over Akers, Jr. et al. (U.S. 6,652,634). However, Claims 1-8 and 15 were rejected under 35 U.S.C. §102(e) as being anticipated by Akers, Jr. et al. (U.S. 6,652,634). Akers, Jr. et al. and the present application have a common assignee, Lexmark International, Inc. Thus, Akers, Jr. et al. does not qualify as prior art under 35 U.S.C. §103(a), pursuant to 35 U.S.C. §103(c)(1).

Since Akers Jr. et al. does not qualify as prior art under 35 U.S.C. §103(a), Applicants respectfully submit that the rejection of Claims 9-14 and 18 under 35 U.S.C. §103(a) should be withdrawn, and all of the claims remaining in the present application -- namely, Claims 10, 11, and 13-14 -- are now in form for allowance.

Conclusions

For the foregoing reasons, Applicants submit that no combination of the cited references teaches, discloses or suggests the subject matter of the amended claims. The pending claims are therefore in condition for allowance, and Applicants respectfully request withdrawal of all rejections and allowance of the claims.

In the event Applicants have overlooked the need for an extension of time, an additional extension of time, payment of fee, or additional payment of fee, Applicants hereby conditionally petition therefore and authorizes that any charges be made to Deposit Account No. 20-0095, TAYLOR & AUST, P.C.

Should any question concerning any of the foregoing arise, the Examiner is invited to telephone the undersigned at (317) 894-0801.

Respectfully submitted,



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